IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HONOURABLE SMT. JUSTICE T. MEENA KUMARI

AND

HONOURABLE MR. JUSTICE K.C. BHANU

WRIT PETITION No.27633 OF 2005

Date:30.12.2005

BETWEEN:

Kanchi Vijayalaxmi

…. PETITIONER

Vs.

1. The Station House Officer, I Town Police Station, Vijayawada, Krishna District, and others.

….RESPONDENTS

HONOURABLE SMT. JUSTICE T. MEENA KUMARI

AND

HONOURABLE MR. JUSTICE K.C. BHANU

WRIT PETITION No.27633 OF 2005

ORAL ORDER: (per TMK,J.)

This writ petition is taken up on the basis of telegrams dated 21.12.2005 and 23.12.2005 sent by the petitioner, for issuance of writ of Habeas Corpus directing the respondents to produce the petitioner's husband, namely, Kanchi

Mallikarjuna Reddy, S/o. Ramireddy, before this Court, who is illegally taken away by the Police Personnel of I Town Police, Vijayawada, Kirshna District on 17.12.2005.

The respondents filed counter affidavit denying the allegations stating that the detenu is accused in Cr.No.299 of 2005 under Sections 307, 384, 420, 386 IPC read with Section 156(3) Cr.P.C. Hence, on 21.12.2005, the detenu was summoned to the Police Station over telephone. Accordingly, the detenu along with his cousin P. Bhaskar Reddy came to the Police Station on 22.12.2005. After completing enquiry, and after examining the evidence of witnesses, it is revealed that the case of the complainant is false. Immediately the detenu was let off after obtaining an undertaking from his cousin that he would produce the detenu as and when required. Accordingly, the detenu and his cousin left the Police Station on 22.12.2005.

In view of the averments made in the counter affidavit, no further orders are necessary in this writ petition. Accordingly, the Writ Petition is closed at the admission stage.

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(T. MEENA KUMARI, J.)

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(K.C. BHANU, J.)

30th December, 2005

Js.